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06 **UNITED STATES DISTRICT COURT**
07 **WESTERN DISTRICT OF WASHINGTON**
08 **AT SEATTLE**

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12 UNITED STATES OF AMERICA,) CASE NO. CR08-050-JLR
13)
14 Plaintiff,)
15)
16 v.) SUMMARY REPORT OF U.S.
17) MAGISTRATE JUDGE AS TO
18 BRIAN JAKE PARSONS,) ALLEGED VIOLATIONS
19) OF SUPERVISED RELEASE
20)
21 Defendant.)
22)

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24 An initial hearing on supervised release revocation in this case was scheduled before me
25 on December 15, 2009. The United States was represented by AUSA Susan Dohrmann and the
26 defendant by Michael Filipovic. The proceedings were digitally recorded.

27 Defendant had been sentenced in the Northern District of Texas on or about February 17,
28 2006 by the Honorable Sam R. Cummings on a charge of Possession and Uttering of Counterfeit
29 Securities of an Organization, and Aiding and Abetting, and sentenced to 21 months custody, 3
30 years supervised release. Jurisdiction was transferred to this Court on February 20, 2008. (Dkt.
31 1)

32 The conditions of supervised release included the standard conditions plus the

01 requirements that defendant be prohibited from opening any new lines of credit without the
02 permission of his probation officer and not leave the judicial district without permission of his
03 probation officer.¹

04 On March 4, 2008, defendant admitted violating the conditions of supervised release by
05 opening a line of credit without permission, failing to notify his probation officer within 10 days
06 of change of residence and employment, leaving the judicial district without permission, and
07 failing to truthfully answer inquiries by his probation officer. (Dkt. 8.) Supervised release was
08 revoked on April 16, 2008, and defendant was sentenced to 12 months and 1 day in custody, 23
09 months and 2 weeks supervised release. (Dkt. 14.) The conditions of supervised release included
10 the standard conditions plus the requirement that defendant abstain from alcohol, participate in
11 drug testing and treatment, submit to search, participate in mental health treatment and take all
12 medications as prescribed, pay restitution in the amount of \$200, provide access to financial
13 information upon request, maintain a single checking account for all financial transactions,
14 disclose all business interests, assets and liabilities, allow inspection of his personal computer,
15 consent to ongoing monitoring of his computer software, be prohibited from incurring new credit
16 charges of lines of credit, and be prohibited from possessing any identification documents in any
17 but his true identity. (Dkt. 15.)

18 In an application dated July 21, 2009, (Dkt. 16, 17), U.S. Probation Officer Tammy M.
19 White alleged the following violation of the conditions of supervised release:

20 1. Failing to report to the U.S. Probation Office within 72 hours of release from

21 ¹ This summary of conditions is taken from the violation report filed by Steven M.
22 McNickle, Senior United States Probation Officer, and has not been verified by a review of the
Judgment and Sentence, which has not yet been received from the transferring district.

01 custody of the Bureau of Prisons, in violation of the general condition of supervised release.

02 Defendant was advised in full as to the charge and as to his constitutional rights.

03 Defendant admitted the alleged violation and waived any evidentiary hearing as to
04 whether it occurred.

05 I therefore recommend the Court find defendant violated his supervised release as
06 alleged, and that the Court conduct a hearing limited to the issue of disposition. The next hearing
07 will be set before Judge Robart.

08 Pending a final determination by the Court, defendant has been detained.

09 DATED this 15th day of December, 2009.

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12 Mary Alice Theiler
United States Magistrate Judge

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14 cc: District Judge: Honorable James L. Robart
AUSA: Susan Dohrmann
15 Defendant's attorney: Michael Filipovic
Probation officer: Tammy M. White
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